

Minutes
Air Pollution Control Board
Indiana Government Center South
Conference Room C
402 West Washington Street
Indianapolis, Indiana

May 1, 2002
1:00 p.m.

1. Mr. John Walker, Chairman, called the meeting to order.
He noted that a quorum was present.

CALL TO ORDER
QUORUM

2. Chairman Walker introduced the board members.

INTRODUCTION OF
MEMBERS

Present: Mr. John Walker, Chairman
 Mr. Thomas Anderson
 Mr. Chris Horn
 Dr. James Miner
 Dr. Phil Stevens
 Mr. David Benshoof
 Mr. Randy Staley
 Mr. Marlow Harmon
 Mr. John Bacone, Proxy, Department of Natural Resources

Also present were Mr. Timothy Method, Deputy Commissioner; Ms. Janet McCabe, Assistant Commissioner; and Ms. Kathy Watson, Branch Chief. The following IDEM staff member(s) were present for all or part of the meeting: Mark Hancock. Others are recorded on a separate sheet and made a part of this record. A court reporter was present and a transcript is available for review.

2. Ms. McCabe presented an overview of Section 112(j) of
the Clean Air Act. This provision is also known as the
MACT (Maximum Achievable Control Technology)
hammer and pertains to sources of toxic air pollution and permitting.

REPORTS

Ms. McCabe also informed the board that the federal courts issued a final decision upholding the ozone and PM 2.5 standards. She stated that EPA would finalize guidelines on implementing the standards.

Dr. Stevens, a member of the emission reporting rule workgroup, summarized the activities of the workgroup for the board.

3. Chairman Walker introduced the February 6, 2002, Air Pollution Control Board minutes. **MINUTES**

Mr. Benshoof moved to adopt the February 6, 2002, Air Pollution Control Board Minutes. Mr. Horn seconded. The motion passed unanimously.

Chairman Walker introduced the March 6, 2002, Air Pollution Control Board minutes.

Dr. Miner moved to adopt the March 6, 2002, Air Pollution Control Board Minutes. Mr. Harmon seconded. The motion passed unanimously.

4. Mr. Walker introduced Nonrule Policy Document, OPPTA-0001NPD, IDEM's Confidentiality Policy for its Compliance and Technical Assistance Program, into the record of the hearing. **NONRULE POLICY DOCUMENT, OPPTA - 0001NPD, IDEM's Confidentiality Policy for its Compliance and Technical Assistance Program**

Mr. Mark Hancock, Branch Chief of the Office of Voluntary Compliance, stated the purpose of revised Nonrule Policy Document, OPPTA-0001NPD, IDEM's Confidentiality Policy for its Compliance and Technical Assistance Program, is to state IDEM's policy with respect to providing confidential phone and on-site assistance to Indiana businesses and organizations.

5. Chairman Walker introduced Exhibit 1-A, the rule as preliminarily adopted, and Exhibit 1-B, the proposed rule as preliminarily adopted with IDEM's suggested changes, into the record of the hearing. **PUBLIC HEARING FOR FINAL ADOPTION OF NEW RULE 326 IAC 11-8, Commercial and Industrial Solid Waste Incinerators**

Ms. Watson stated that the rule adds to state regulations emission control limits for commercial and industrial solid waste incineration units and incorporates the federal air emission standards for those units. She stated that IDEM is required to include the waste management plan in the rule even if a company has an extension of a shut-down date. Ms. Watson asked the board to final adopt the rule.

Mr. Bacone moved to adopt amendments to proposed rule 362 IAC 11-8. Mr. Anderson seconded. The motion passed unanimously.

Mr. Anderson moved to final adopt the rule as amended. Mr. Staley seconded. The motion passed 9-0.

6. Chairman Walker introduced Exhibit 2-A, the rule as preliminarily adopted, and Exhibit 2-B, the proposed rule as preliminarily adopted with IDEM's suggested changes, into the record of the hearing.

Ms. Watson stated that the rule amends the particulate matter limit for Union Tank Car Company in East Chicago. The company could not meet the limit for the grit blasting unit with available control equipment. IDEM has done air quality modeling that demonstrates that the new limit would not result in a violation of the National Ambient Air Quality Standard. Ms. Watson asked the board to final adopt the rule.

**PUBLIC HEARING
FOR FINAL
ADOPTION OF
AMENDMENTS TO
326 IAC 6-1-10.1,
Union Tank Car
Company, Lake
County**

Mr. Anderson moved to adopt amendments to proposed rule 326 IAC 6-1-10.1. Dr. Miner seconded. The motion passed unanimously.

Mr. Stevens moved to final the rule as amended. Mr. Horn seconded. The motion passed 9-0.

7. Chairman Walker introduced Exhibit 3, the proposed rule as preliminarily adopted, into the record of the hearing.

Ms. Watson stated there were no changes made to the rule that the board preliminary adopted. The rulemaking updates descriptive information in the existing rule.

Mr. Guinn P. Doyle, Barnes and Thornburg, representing Knauf Fiber Glass asked the board to final adopt the rule.

**PUBLIC HEARING
FOR FINAL
ADOPTION OF
AMENDMENTS TO
326 IAC 11-4-5, Knauf
Fiberglass of Shelby
County**

Mr. Horn moved to final adopt rule 326 IAC 11-4-5 as proposed. Mr. Benshoof seconded. The motion passed unanimously

8. The next meeting was tentatively scheduled for Wednesday, June 5, 2002 at 1:00 p.m, Indiana Government Center South, Indianapolis, Indiana in Conference Room C.

NEXT MEETING

9. Mr. Anderson moved to adjourn the meeting. Mr. Harmon seconded. The vote was unanimous. Chairman Walker adjourned the meeting at 1:42 p.m.

ADJOURNMENT

John Walker, Chairman

These minutes were taken from the May 1, 2002 transcript, and were written on June 20, 2002, by Karol T. Chuma, Office of Air Quality.